IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

MONDAY, THE 26TH NOVEMBER 2007 / 5TH AGRAHAYANA 1929

WP(C).No. 21157 of 2007(R)

PETITIONER:

RAGHUNADHAN (PEON),
PARAKADAVU CO-OPERATIVE URBAN SOCIETY LTD.NO. E.2756, PARAKADAVU, KOZHIKODE.

BY ADV. SRI.P.P.JACOB
SRI.N.T.SATHYAVAN

RESPONDENTS:
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1. **PARAKADAVU CO-OPERATIVE URBAN SOCIETY LTD.NO.E.2756, PARAKADAVU, KOZHIKODE, REPRESENTED BY ITS SECRETARY.**

2. **THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (G), KOZHIKODE.**

BY ADV. SRI.MOHAMMED SALIH. M for R1
BY GOVERNMENT PLEADER SMT. M.K.PUSHPALATHA for R2

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 26/11/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KSS

WPC.NO.21157/2007 R

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1: **COPY OF THE ORDER ISSUED BY FIRST RESPONDENT DTD. 1/08/2005.**

EXT.P2: **COPY OF THE ORDER ISSUED BY SECOND RESPONDENT DTD. 1/02/2006.**

EXT.P3: **COPY OF THE NOTIFICATION PUBLISHED IN MANGALAM DAILY DTD. 31/12/2006.**

EXT.P4: **COPY OF THE LETTER OF INTERVIEW ISSUED BY FIRST RESPONDENT DTD. 2/02/2006.**

EXT.P5: **COPY OF THE APPOINTMENT ORDER ISSUED BY FIRST RESPONDENT DTD. 17/02/2006.**

EXT.P6: **COPY OF THE ORDER ISSUED BY SECOND RESPONDENT DTD. 20/06/07.**

/TRUE COPY/

P.A.TO JUDGE

KSS

THOTTATHIL B.RADHAKRISHNAN, J.

W.P(C).No.21157 OF 2007

Dated this the 26th day of November, 2007

JUDGMENT

Even going by Ext.P6, it is apparent that the petitioner, who is affected by the decision, is not heard. Under such circumstances, without expressing anything on merits, the impugned Ext.P6 is set aside and the second respondent is directed to hear the petitioner and the first respondent and take a decision within a period of three months from the date of receipt of a copy of this judgment. The petitioner will also be entitled to raise objections regarding maintainability of the proceedings before the second respondent.

The writ petition is disposed of with the above direction.

Sd/-

THOTTATHIL B.RADHAKRISHNAN,
Judge

kkb.